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Docket No. JAB1425

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED**
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JAN 27 2004

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Applicants : Bart DE CORTE, *et al.*
Serial No. : 09/430,966
Filed : November 1, 1999
Title : HIV REPLICATION INHIBITING PYRIMIDINES
Art Unit : 1624
Examiner : Venkataraman Balasubramanian
Confirmation No.: 8053

I hereby certify that this correspondence is being transmitted by facsimile to
the US PTO Office of Petitions (7033086916) on

January 23, 2004

(Date of transmittal)

TOTAL=12 SHEETS

Jesús Juanós i Timoneda

(Name of applicant, assignee, or Registered Representative)



January 23, 2004

(Date of Signature)

Honorable Commissioner of Patents
Office of Petitions
Alexandria, Virginia 22313-1450

PETITION UNDER 37 C.F.R. § 1.313(c)

Dear Sir:

Applicants respectfully request that the above identified application, for which the issue fee was paid on January 7, 2004, be withdrawn from issue in light of the accompanying RCE filing with a submission pursuant to 37 C.F.R. § 1.114.

References that were not previously disclosed in the present case are hereby disclosed with the IDS that is part of the submission accompanying the presently filed RCE.

It is the belief of the Applicants' representative that the present case is within the scope of legal representation provided by customer number 000027777, which encompasses the undersigned amongst its designated patent attorneys. In this regard, Applicants' representative conferred on March 5, 2003, in a telephone conference with the Group 1624 Receptionist

Serial No. 09/430,966

(7033081235) on the status of the Notice of Appeal filed on December 23, 2003, by the undersigned, who received telephone confirmation that the Notice of Appeal had been entered upon its submission by him as legal representative. However, it has been brought to the undersigned attention, that the US PTO PAIR system does not appear to indicate that the present application is within the scope of the customer number 000027777. To make certain that the legal representative capacity of the undersigned is clearly established, the accompanying RCE also comprises a Associate Power of Attorney, even though the filing of this paper might be redundant if the legal representative capacity of the undersigned is already established through a prior action, such as through the customer number.

Please charge the fee due under 37 C.F.R. § 1.17(h), and any other fee due for the present filing to account number 10-0750-JAB1425-JJiT.

Applicants request the favorable consideration of this Petition and accompanying RCE.

Respectfully submitted,



By:

Jesús Juanós i Timoneda, PhD
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Dated: January 23, 2004